IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.V.K.BALI
&
THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

Cont.Case(C).No.1537 of 2006(S)

JUDGEMENT DATED 24.8.2006 IN W.A.1313/2003

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PETITIONER/RESPONDENT:-

M.MAHESH KUMAR, AGED 27 YEARS,
S/O.LATE N.MANIYAN MOORTHY, POOVATHOOR
PADINJATTATHIL, KANNIMEL CHERRY, KAVANADU P.O.,
KOLLAM, NOW RESIDING AT PATTANI AZHIKAM,
THIRUMULLAVAROM P.O., KOLLAM-12.

BY ADV. DR.K.P.SATHEESAN
SRI.K.K.GOPINATHAN NAIR
SRI.M.R.JAYAPRASAD
SRI.K.K.RAJEEV

RESPONDENTS: APPELLANTS:-

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1. MR.SURESH RAO, AGED 55 YEARS,
(FATHER'S NAME NOT KNOWN TO THE PETITIONER),
GENERAL MANAGER, CANARA BANK, PERSONAL WING,
HEAD OFFICE, JC ROAD, BANGALORE-560 002.

2. MR.MOHAN, AGED 53 YEARS,
(FATHER'S NAME NOT KNOWN TO THE PETITIONER),
GENERAL MANAGER, CANARA BANK, STAFF SECTION(W),
CIRCLE OFFICE, THIRUVANANTHAPURAM.

BY ADV. SRI.M.P.SREEKRISHNAN

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 11/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:-

V.K.Bali,C.J. & C.N.Ramachandran Nair,J.

Cont. Case (C).No.1537 of 2006-S

Dated, this the 11th day of December, 2006

JUDGMENT

V.K.Bali,C.J. (Oral)

The complaint in the present contempt is non-compliance of the judgment dated 30.5.2003 passed by a learned Single Judge, which was confirmed by a Division Bench of this Court vide judgment recorded in W.A.No.1313 of 2003 dated 24th August, 2006.

2. Pursuant to notice, respondents entered appearance and the counsel on behalf of the respondents has handed over an interim order dated 20.11.2006 passed by the Honourable Supreme Court in Petition for Special Leave to Appeal (Civil) No.18466 of 2006, a copy of which is placed on record. The same reads as follows:

> "Issue notice.
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> Status quo as of today shall be maintained in the meantime".

The order, non-compliance whereof has been complained, has since been stayed, no occasion at all arises to deal with the matter at this stage and we close this matter with liberty to the petitioner to file a fresh petition in case the Special Leave Petition is dismissed or the stay is vacated.

V.K.Bali
Chief Justice

C.N.Ramachandran Nair
Judge

vku/-